

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

COMITÉ PROGRESO DE LAMONT, *et al.*,

*Plaintiffs,*

v.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, *et al.*,

*Defendants.*

Civ. No. 3:21-cv-8733-WHA

**SECOND STIPULATION AND  
[PROPOSED] ORDER TO ENLARGE  
TIME FOR DEFENDANTS' ANSWER AND  
TO CONTINUE CASE MANAGEMENT  
CONFERENCE**

Plaintiffs Comité Progreso de Lamont, Committee for a Better Arvin, Committee for a Better Shafter, Central California Environmental Justice Network, Association of Irrigated Residents, Medical Advocates for Healthy Air, National Parks Conservation Association, and Sierra Club and Defendants United States Environmental Protection Agency (“EPA”) and Michael S. Regan, Administrator of the EPA (collectively, the “Parties”) stipulate as follows:

1. The Parties have had multiple conversations over the past three months to discuss a potential settlement to this case. These conversations have been productive, and the Parties are making steady progress towards a negotiated resolution.

2. The Parties agree that a 45-day extension of litigation proceedings would be beneficial to the Parties and conserve efficient use of the Court’s resources while the Parties continue to negotiate a resolution to this case.

3. There has been one other time modification to this case. Dkt. No. 12.

4. That time modification was only 30 days and coincided with the holiday season. *Id.* This made it difficult for the Parties to continue discussions due to the differing availability of necessary participants. The Parties agree that an additional 45-day extension will further facilitate negotiations and conserve efficient use of the Court’s resources.

1 5. Defendants' response deadline is currently February 14, 2022. *Id.* The parties request  
2 that Defendants' response deadline be extended by 45 days to March 31, 2022.

3 5. The Case Management Conference for this case is currently scheduled for March 24,  
4 2022 at 11:00 A.M. Dkt. No. 16. The Parties request that the Court continue the Conference at  
5 the Court's earliest convenience on or after Thursday, May 12, 2022.

6 6. This Court set March 3, 2022, 21 days before the Case Management Conference, as  
7 the last day to meet and confer regarding initial disclosures, early settlement, ADR process  
8 selection, and a discovery plan, and to file an ADR certification. *See* Dkt. Nos. 12, 16. The  
9 Parties request that the Court extend these deadlines to 21 days before the rescheduled Case  
10 Management Conference.

11 7. This Court set March 17, 2022, 7 days before the Case Management Conference, as  
12 the deadline to file a Rule 26(f) Report, complete initial disclosures or state an objection in a  
13 Rule 26(f) Report, and file a Case Management Statement. Dkt. No. 16. The Parties request that  
14 the Court extend these deadlines to 7 days before the rescheduled Case Management Conference.

15 8. The Parties respectfully request that this Court enter this stipulation and extend all  
16 litigation deadlines as outlined above and continue the Case Management Conference until  
17 Thursday, May 12, 2022, or at such later time as is convenient for the Court.

18 9. Pursuant to Local Civil Rule 5-1(h)(3), the undersigned counsel for Defendants attest  
19 that the other signatories listed below concur in the filing of this document.

20 Dated: January 18, 2022

Respectfully submitted,

21 Martha Mann (Florida Bar No. 155950)  
22 martha.mann@usdoj.gov

Stacey P. Geis (SBN 181444)  
sgeis@earthjustice.org

Paul R. Cort (SBN 184336)

pcort@earthjustice.org

23 s/ Paul Caintic

Paul Caintic (D.C. Bar No. 1779847)

Colin C. O'Brien (SBN 309413)

24 United States Department of Justice

cobrien@earthjustice.org

25 Environment & Natural Resources Division

150 M Street N.E.

s/ Gregory D. Muren

26 Washington, D.C. 20002

Gregory D. Muren (SBN 319313)

27 Tel: (202) 514-2593

Earthjustice

paul.caintic@usdoj.gov

50 California Street, Suite 500

San Francisco, CA 94111

Tel: (415) 217-2000

28 *Counsel for Defendants*

gmuren@earthjustice.org

*Counsel for Plaintiffs*

\* \* \*

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED:

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WILLIAM H. ALSUP  
United States District Judge